

CITY COUNCIL MINUTES
August 24, 2009
REGULAR SESSION

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, August 24, 2009 at 6:00 p.m. with Mayor Pro Tem Bridget Powers presiding and City Clerk Joseph G.R. Labrie recording the minutes.

CALL TO ORDER

ROLL CALL:

Council Members Present: Keith Nesbitt, Kevin Hanley, Bill Kirby, Bridget Powers

Council Members Absent: J. M. Holmes

Staff Members Present: City Manager Robert Richardson, City Attorney Michael Colantuono, Community Development Director Will Wong, Fire Chief Mark D'Ambrogi, Public Works Director Jack Warren, Engineering Division Manager Bernie Schroeder, Transit Analyst Megan Siren, Administrative Services Director Andy Heath, Police Chief Valerie Harris

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6:

(1) **CONFERENCE WITH LABOR NEGOTIATORS**

Agency Designated Representatives: Robert Richardson, Dave Mackokwiak
Employee Group: All Bargaining Units

REPORT OUT OF CLOSED SESSION

No reportable action.

PLEDGE OF ALLEGIANCE

MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/ANNOUNCEMENTS

None

AGENDA APPROVAL

The agenda was approved as presented by consensus of the Council.

CONSENT CALENDAR

1. **Minutes**

By **MOTION** approve City Council minutes of July 27, 2009 and Joint City Council and Auburn Public Financing Authority minutes of July 27, 2009.

2. **Consultant Agreement to Administer CDBG Revolving Loan Fund Program**

Removed for discussion to follow consent calendar.

3. **Consultant Agreement for Wastewater Treatment Plant Improvements Project – Eco:logic Engineering**

By **RESOLUTION 09-106** authorize the Director of Public Works to execute the consultant agreement with Eco:logic Engineering for construction support for the 2009 Wastewater Treatment Plant Improvements Project.

4. **Consultant Agreement for Wastewater Treatment Plant Improvements Project – Nexgen Utility Management**

By **RESOLUTION 09-107** authorize the Director of Public Works to execute the consultant agreement with Nexgen Asses Management for construction support for the 2009 Wastewater Treatment Plant Improvements Project and associated wastewater treatment and operations tasks.

5. **Auburn 2009 Wastewater Treatment Plan Improvements Project – Bid Award**

By **RESOLUTION 09-108** authorize the Director of Public Works to execute a construction contract with GSE Construction Company, Inc. for the Auburn 2009 Wastewater Treatment Plant Improvements Project in an amount not to exceed \$4,478,820.50.

6. **Wildland Fire Protection Agreement with Cal Fire (Department of Forestry & Fire Protection) for Fiscal Year 2009-2010**

By **RESOLUTION 09-109** approve and authorize the Fire Chief to sign the Wildland Fire Protection Agreement with Cal Fire (Department of Forestry & Fire Protection) for Fiscal Year 2009-2010.

***** End of Consent Calendar *****

By **MOTION** approve the Consent Calendar with the exception of Item 2.
MOTION: Hanley/Nesbitt (Absent: Holmes)

2. **Consultant Agreement to Administer CDBG Revolving Loan Fund Program**

Council Member Nesbitt asked about the cost of Community Development Services (CDS) training programs. He also asked for the name of the firm who submitted the other proposal. Community Development Director Wong advised that any costs incurred from the training programs will be the responsibility of CDS. He said the name of the other firm is Valley Small Business Development Corporation. Mr. Wong advised that under \$10,000 was spent last year on administration from CDBG funds. Mr. Wong said money can only be drawn down to pay the consultants on 18% of money loaned. He explained that if money is not loaned, the consultants do not get paid.

By **RESOLUTION 09-105** authorize the Community Development Director to execute a consultant agreement between the City of Auburn and Community Development Services to administer the City's CDBG Revolving Loan Fund Program. **MOTION: Nesbitt/Hanley/Approved 4:0 (Absent: Holmes)**

7. **Public Comment**

Council Member Nesbitt said that the flashing green light at the intersection of Auburn-Folsom Road and High Street is not functioning properly. He asked that it be checked.

Council Member Nesbitt said the ordinance regarding the tattoo parlors, recently discussed by Council, has brought some public scrutiny. He said some people feel that they are being over-regulated. He said he would like to look at any laws on the City's books that do not make sense. He said he would like to start eliminating laws instead of passing more of them.

Council Member Kirby said he would favor the idea.

REPORTS

8. **Informational Reports from Committees/Commissions**

Glenn Tonkin, Telecommunications Commission Chair, advised that the Wave Broadband Franchise is current with its payments and the subscriber count is very stable. He said Wave will be going into an office building on Lincoln Way. He said it will make it convenient for Auburn subscribers.

Mr. Tonkin said that the Commission did a lot of preparation for the digital transition on June 12, 2009. He said the Commission coordinated with the City and ACTV and brought in a Federal Communications Commission representative to speak to the Council. He said the Commission worked with the Auburn Fire Department to identify folks that may have needed help in the transition. He said the Commission prepared FAQs for the website. He said the Commission acquired and distributed information in a variety of places. He said the Commission also provided a "help sheet" for City staff to assist callers that may contact the City. He said staff did not receive any calls related to the transition but was prepared.

Mr. Tonkin discussed two items in the Council minutes of July 17, 2009: (1) Maintenance and Service Contracts for the Police Department's Radio Communication System and (2) the Central Valley information sharing system with the COP/Link memorandum. He said the Commission has members with over 30 years of experience dealing with the major carriers from the equipment level to contract negotiations. He said the Commission has a former Finance Officer from American Airlines that can be of assistance in reviewing these types of contracts. He said other members have been with public utility commissions at an executive level. He said the Telecommunications Commission can provide assistance in these areas if the City would like to use the expertise of its volunteer membership.

Council Member Nesbitt thanked Mr. Tonkin and said the Commission is valued and highly appreciated.

Council Member Kirby asked if the Commission is involved in trying to get high speed internet at the airport. Mr. Tonkin advised that the Commission has not been, but would be pleased to get involved. He said he can have a commissioner in attendance at the next airport meeting.

9. **City Council Committee Reports**

Council Member Nesbitt encouraged the public to attend the events at the Performing Arts Center.

Council Member Hanley advised, pursuant to SB375, some reforms were passed related to the California Environmental Act which covered areas such as the train station. He said SACOG is working on implementing the plan and at some time the City will be asked whether or not it wants to participate in the CEQA reform.

Council Member Kirby said the Airport Association met with Mark Machado regarding the hangar project. He said the project is going well. He said the Traffic Committee is addressing some issues that will be brought to the Council in the future. He said the Endurance Capital Committee met and its discussion items will be presented to the Auburn Urban Development Authority.

Mayor Pro Tem Powers announced the Arts Commission now meets the 2nd Tuesday of the month at City Hall in room 10.

COUNCIL BUSINESS

10. Blue Bag Recycling Program – Grand Jury Report

Public Works Director Jack Warren stated that there is a concern on the part of the Grand Jury and others that the Blue Bag Program is not efficient. He said the residents of Auburn seem to be in favor of the program. He said it keeps recycling constantly in mind and helps manage household waste materials. He said it is staff's recommendation to continue the Blue Bag Program.

Dan Sokol, 1330 Deerwood Place, said he was in part representing the League of Placer County Taxpayers. He said he does not represent any other organization of which he is a member. He said thinks the Blue Bag Program could be better operated. He said a lot of things pass through the line that should not. He said he supported the Blue Bag Program.

Penny Watson, Newcastle resident, stated that although she lives in a County area, the Blue Bag Program helps the community. She said it encourages people to recycle.

Nancy Lang, 139 Electric Street, she said she does not like the Blue Bag Program because the bags get mixed with the regular trash pick-up items. She said there should be separate containers to be picked-up individually.

Bob Snyder, 100 Marina Avenue, commended the Citizens Involved Means Better Living (CIMBL) group that has cleaned up the freeway and other areas for nine years. He said he favors the Blue Bag Program. He said he does not want the community to go backwards on recycling. He said it makes people think about recycling.

Council Member Nesbitt said he visited the MRF and was impressed with both the human labor and the mechanical equipment. He said many of the bags remained intact. He said it teaches people to recycle. He said he was strongly in favor of maintaining the program.

Council Member Hanley said that in the year 2000, the City of Auburn was able to divert 38% of trash for recycling. He said in 2006 the City was up to 55%. He said progress has been made. He said overall the blue bags arrive at the MRF in a dry and clean manner. He said it helps to divert those items from the landfill. He agreed that it was also an educational tool. He said it is a cost-effective program.

Council Member Kirby concurred with his fellow Council Members. He said he would like to see more aggressive recycling. He said that he understands that separate containers would cost a lot more money, but would generate more recycling. He said recyclable bins around town would also be beneficial.

Mayor Pro Tem Powers said the blue bags provide a good education for children as well as adults. She said she supported the Blue Bag Program.

By **MOTION** continue the "Blue Bag" recycling program and send a response to the Placer County Grand Jury. **MOTION: Nesbitt/Hanley/**
Approved 4:0 (Absent: Holmes)

ADJOURNMENT

Mayor Pro Tem Bridget Powers, without objection, adjourned the meeting at 6:35 p.m. to meeting of the Auburn Urban Development Authority.

Bridget Powers, Mayor Pro Tem

Joseph G. R. Labrie, City Clerk